CHAPTER lxiii.

An Act to confirm an Order made by the Board of Trade under The Sea Fisheries Act, 1868, relating to Salcombe. A.D. 1872.

[27th June 1872.]

WHEREAS an Order made by the Board of Trade under The Sea Fisheries Act, 1868, is not of any validity or force whatever until the confirmation thereof by Act of Parliament: 31 & 32 Vict. c. 45.

And whereas it is expedient that the Order made by the Board of Trade under the said Act, and set out in the schedule to this Act, be confirmed by Act of Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

1. The Order set out in the schedule to this Act shall be and the same is hereby confirmed, and all the provisions thereof in manner and form as they are set out in the said schedule shall, from and after the passing of this Act, have full validity and force. Confirmation of Order in schedule.

2. This Act may be cited as The Oyster and Mussel Fisheries Orders Confirmation Act, 1872, (No. 2.) Short title.

A.D. 1872.

SCHEDULE.

Salcombe.

SALCOMBE.

Order for the Establishment and Maintenance by Jonathan Russell, of Gillingham, of a Several Oyster and Mussel Fishery in Salcombe River, in the County of Devon.

Undertakers.

1. Jonathan Russell, of Gillingham, in the County of Kent, merchant, his executors, administrators, and assigns (in this Order called the Undertakers), shall be the Undertakers of the fishery mentioned in this Order.

Limits of fishery.

2. The following are the limits of the fishery grounds under this Order (as shown on a plan deposited at the Board of Trade, and marked "Salcombe River Fishery Order, 1872"), namely, all that part of the bed of Salcombe River, in the county of Devon, containing an area of 96 acres, or thereabouts, and bounded as follows, that is to say :—

On the south by an imaginary straight line drawn from Pilworthy Point, due west to Snapes Point, both boundary points being on the line of low-water mark of ordinary neap tides; on the west by the line of low-water mark of ordinary neap tides between the last-named point and the southern bank of Blank's Lake, at the point where it joins the Salcombe River; on the east by the line of low-water mark of ordinary neap tides from Pilworthy Point to a point between Halwell Wood and Wareham Point, thence in the direction of Wareham Point across the channel of Frogmore Lake, thence following the line of ordinary low-water mark of neap tides along the shore in a westerly direction to a point between Salstone and the channel of Blank's Lake; and on the north by an imaginary line drawn from the last-mentioned point to a point at low-water mark of ordinary neap tides on the southern bank of Blank's Lake, at the point where it joins the Salcombe River.

Right of several fishery.

3. This Order confers on the Undertakers a right of several oyster and mussel fishery within the limits above mentioned, but shall not interfere in any manner with any persons using seine, tuck, or other nets, who do not fish for and take oysters or mussels.

Marking of limits and notice thereof.

4. The limits of the said several fishery are marked on the said plan deposited at the Board of Trade, and shall be further marked out as the Board of Trade may from time to time direct. Notice of the said limits may be given to fishermen, dredgermen, and other persons as follows, that is to say, by advertisements in the local newspapers, and by hand bills posted in and about the neighbourhood.

5. No buildings, erections, embankments, or other works shall at any time be commenced or executed within the limits above described without the previous sanction and approval in writing of the Board of Trade.

Works not to be commenced without assent of Board of Trade.

6. The Undertakers shall render to the Board of Trade such accounts of their capital, expenditure, and income, and of all oysters and mussels sold by them, in such form and at such times as the Board of Trade may require; and shall allow the Board of Trade or any person appointed by the Board of Trade to inspect the fishery, and all books and documents in their possession relating thereto, and shall give to such Board or person all such information relating thereto as they or he may require.

Undertakers to give accounts of capital, expenditure, and income; and oysters and mussels sold.

7. This Order shall continue in operation for sixty years from its confirmation by Act of Parliament, and no longer.

Duration of Order.

8. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by "The Crown Lands Act, 1866."

Saving rights under "The Crown Lands Act, 1866."

9. This Order may be cited as "The Salcombe River Fishery Order, 1872."

Short title.

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Printers to the Queen's most Excellent Majesty. 1872.